

REGULAR CITY COUNCIL MEETING

OCTOBER 15, 1984

PRESENT

Grant S. Nielson
Craig Greathouse
Don Dafoe
Ruth Hansen
Neil Dutson
Gayle Bunker

Mayor
Council Member
Council Member
Council Member
Council Member
Council Member

ABSENT

None

OTHERS PRESENT

Jim Allan
Warren Peterson
Dorothy Jeffery

City Manager
City Attorney
City Recorder

Mayor Grant Nielson called the meeting to order at 7:00 p.m. and stated that Notice of the meeting time, place, and agenda were posted at the principal office of the governing body, located at 76 North 200 West, and was provided to the Millard County Chronicle, the Millard County Gazette, the local radio station, KNAK, and to each member of the City Council by personal delivery two (2) days prior to the meeting.

MINUTES

The minutes of a regular City Council meeting held September 17, 1984, were tabled until the next regular City Council meeting in order to give the Council a chance to review the minutes.

ACCOUNTS PAYABLE

After the Council discussed the accounts payable, Council Member Don Dafoe MOVED to pay the bills, with the exception of Mountain States Office Products which needs to be verified. This includes interest payment of \$853.31 to Scholzen Products and \$2,600 to Clara's Cleaning. Council Member Neil Dutson SECONDED the motion, which carried unanimously.

CITY MANAGER JIM ALLAN: MILLARD COUNTY FIRE DISTRICT -- IMPLICATION OF IMPACT ALLEVIATION AGREEMENT NUMBER 47 ON CONCEPT

City Manager Jim Allan reported that Mayor Nielson and Mr. Allan went to Fillmore to discuss with Fillmore Mayor Doris Rasmussen the proposed Millard County Fire District. The general consensus between Fillmore and Delta was

that there are many unresolved problems in establishing a fire district. Mr. Allan reported that the Fillmore City Council felt that they wanted to control their own fire department.

Mr. Allan said Millard County wants to set up a county-wide fire district and have all the departments operate under the fire district. The question was raised as to how much authority can be delegated through a contract.

After further discussion, Council Member Don Dafoe MOVED to table any action on this issue with the intent that continued negotiations take place throughout the week and be placed back on the agenda for next Monday. Council Member Craig Greathouse SECONDED the motion, which passed unanimously.

CITY ATTORNEY WARREN PETERSON: ORDINANCE TO VACATE A PORTION OF 350 WEST STREET IN BLOCK 98

Mayor Nielson requested that City Attorney Warren Peterson explain the proposed street vacation ordinance. Mr. Peterson said this ordinance vacates a portion of 350 West Street. He said the vacated portion consists of a little alley that stubs into the Union Pacific Railroad tracks where Utah Power & Light presently has their pole yard.

Council Member Ruth Hansen MOVED to adopt Ordinance No. 84-87 providing for vacation of a portion of 350 West Street in Block 98. Council Member Gayle Bunker SECONDED the motion. The Mayor asked for a roll call vote, which was as follows:

Council Member Craig Greathouse	Yes
Council Member Don Dafoe	Yes
Council Member Ruth Hansen	Yes
Council Member Neil Dutson	Yes
Council Member Gayle Bunker	Yes

The motion passed.

CITY MANAGER JIM ALLAN: PROPOSED STREET LIGHT SYSTEM FOR DELTA CITY MAIN STREET FROM 500 WEST TO 500 EAST

A Utah Power & Light proposal dated 17 September was discussed. The proposal compared a utility-owned system to a City-owned system. The proposal said that under a utility-owned system, the City would pay a monthly charge of \$1,126.20. The new lighting system would have 27,500 lumen sodium vapor lights and would run from 500 West to 500 East.

The City-owned system in which the City would buy the entire system and then pay a monthly charge for the lights, would cost approximately \$300 per month. The system would cost approximately \$98,000.

Council Member Don Dafoe MOVED to table this issue for more research into comparing the lighting system that Delta City now has versus the proposed

lighting system. Also, a request was made to see a drawing or plan of the placement of the lights in the proposed system. Council Member Neil Dutson SECONDED the motion, which passed unanimously.

CITY MANAGER JIM ALLAN: APPROVAL OF BID ON FIRE TRUCK

There was some discussion on the bid proposal from L.N. Curtis & Son on the Delta City 1250 GMC Pumper Fire Truck in the amount of \$114,731. Mr. Allan said L.N. Curtis & Son is the low bidder and they guaranteed date of completion on the new fire truck to be 210 calendar days from receipt of the contract. The L.N. Curtis & Son bid complies with the items that were specified, plus the optional items.

Council Member Craig Greathouse MOVED to accept the bid from L.N. Curtis for the GMC Corporation truck in the amount of \$114,731. Council Member Gayle Bunker SECONDED the motion, which passed unanimously.

PUBLIC WORKS SUPERINTENDENT NEIL FORSTER AND CITY ENGINEER JOHN QUICK: ACCEPTANCE OF WHITE SAGE SUBDIVISION IMPROVEMENTS

Mayor Nielson asked for a report on the completion of improvements in the White Sage Subdivision. Neil Forster and John Quick agreed that the improvements have been completed and the warranty repairs have been done in the White Sage Subdivision, except for a few minor cleanups. Neil Forster suggested to release \$1,000,000 from the escrow established under the subdivision ordinance and keep in escrow the \$247,000 and start the one year warranty period at this point.

Council Member Don Dafoe MOVED to accept the improvements to the White Sage annexation area and to authorize City Engineer John Quick to issue the certificate of completion to Intermountain Power Agency. Council Member Gayle Bunker SECONDED the motion, which passed unanimously.

FRED TOLBERT: REQUEST FOR APPROVAL OF BEER LICENSE AT CITY CAFE

Due to a misunderstanding, Mr. Tolbert did not attend this meeting and requested to be placed on the agenda for next week.

CITY MANAGER JIM ALLAN: CHANGE OF JOB STATUS FOR CITY TREASURER DOYLE BENDER

City Manager Jim Allan stated that Doyle Bender's job status and performance has been discussed and reviewed in closed session. The suggestion was made that this issue be brought back to the Council during this meeting and indicate that Mr. Bender's performance is satisfactory to move him to permanent status as the Delta City Treasurer. Mr. Bender now holds a grade and step of 11G and a recommended increase would move him to 11H, a step in grade.

Council Member Neil Dutson MOVED to accept Doyle Bender as Delta City Treasurer and raise him from a grade 11G to 11H. Council Member Craig Greathouse SECONDED the motion. The motion carried unanimously.

CITY MANAGER JIM ALLAN: DISCUSSION OF SCHOOL CROSSING GUARD

Mr. Allan reported that the police department, based on their traffic count, indicated that it would be appropriate to have a designated street school crossing with flashing lights, which requires a crossing guard, at Main Street and 3rd East Street.

The question was raised whether or not Millard County School District would be willing to fund the cost of this crossing guard. The PTA did not feel that they could be relied on to be this school crossing guard. Superintendent Topham felt that because they are providing and paying for the guard at the South Elementary School, that Delta City should pay for this crossing guard at Main Street and 2nd East Street.

Chief of Police Greg Cooper was asked to check on the safety equipment for the crossing guard. There was discussion as to the funding of a school crossing guard and establishment of the hours the guard would be needed. City Manager Jim Allan suggested that the funding come out of the Police Department.

Council Member Craig Greathouse MOVED that if funding can be found for a school crossing guard, that authorization would be given to Delta City to put up for bid the position of crossing guard. Equipment needed and qualifications for the crossing guard could then be determined. Council Member Neil Dutson SECONDED the motion, which passed unanimously.

CITY ATTORNEY WARREN PETERSON: DECISION ON WALLY CHURCH'S PROPOSAL ON PURCHASE OF CITY PROPERTY

Attorney Peterson reported that he researched the statute on disposing of surplus property and there is no set procedure for the parcel of land requested by Wally Church. He suggested that the City advertise the property and accept sealed bids for purchase of it.

Council Member Neil Dutson MOVED to put the City property out on a sealed bid with a minimum bid of \$500. Council Member Craig Greathouse SECONDED the motion. The Mayor called for a roll call vote, which was as follows:

Council Member Craig Greathouse	Yes
Council Member Don Dafoe	No
Council Member Ruth Hansen	Yes
Council Member Neil Dutson	Yes
Council Member Gayle Bunker	No

The motion carried.

CITY ATTORNEY WARREN PETERSON: AMENDMENT TO THE PERSONNEL POLICY

Mr. Peterson reviewed the resolution previously submitted to the Council for their review. The proposed resolution changes the Delta City Personnel Policies Manual by repealing the position of Public Works Foreman and by

adopting the job description prepared by Neil Forster and Jim Allan on the Assistant Public Works Director.

Council Member Neil Dutson MOVED to adopt Resolution No. 84-116. Council Member Gayle Bunker SECONDED the motion which on a roll call vote was as follows:

Council Member Craig Greathouse	Yes
Council Member Don Dafoe	Yes
Council Member Ruth Hansen	Yes
Council Member Neil Dutson	Yes
Council Member Gayle Bunker	Yes

CITY ATTORNEY WARREN PETERSON: APPROVAL OF AGREEMENT FOR SETTLEMENT WITH BURGoyNE COMPUTER

Mayor Nielson requested that Mr. Peterson present to the City Council the proposed settlement negotiated between Burgoyne Computer and Delta City for return of the computer purchased from Burgoyne. Mr. Peterson said the Delta City position has been that Delta City revoked its acceptance of the equipment and said that the equipment would be held. Burgoyne then offered to repurchase it for \$12,089. Mr. Peterson said Burgoyne has now offered to pay \$15,000 and will stand by the offer. If the offer is approved, Mr. Charles Burgoyne is coming down on October 24 and will pick up the equipment and have a cashier's check in hand. Mr. Peterson asked if the Council wished to settle at \$15,000 as set out in the proposed agreement previously distributed to the Council. The Council concurred in the settlement amount if minor items on the list of equipment to be returned could be resolved. Attorney Peterson recommended to authorize Mayor Nielson to sign the agreement and that Mayor Nielson be authorized to resolve the remaining items to be included on the list.

Council Member Dutson MOVED to authorize Mayor Nielson to sign the agreement with Burgoyne Computer subject to resolution of the supplied list. Council Member Ruth Hansen SECONDED the motion. The motion passed unanimously.

OTHER BUSINESS

Regular City Council meeting will be held on Monday, October 22, 1984. Items for the agenda are as follows:

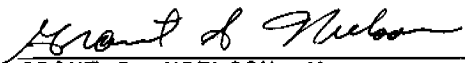
1. City Manager Jim Allan: Millard County Fire District -- Implication of Impact Alleviation Agreement Number 47 on Concept
2. City Manager Jim Allan: Proposed Street Light System for Delta City Main Street from 500 West to 500 East
3. Fred Tolbert: Request for Approval of Beer License at City Cafe
4. Accounts Payable Procedures - Greg Nielson or Richard Turner.

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Council Member Don Dafoe MOVED that the meeting be adjourned. The motion was SECONDED by Council Member Craig Greathouse. Mayor Nielson declared the meeting adjourned at 9:30 p.m.

Attest:


DOROTHY JEFFERY
Delta City Recorder


GRANT S. NIELSON, Mayor

MINUTES APPROVED: May 6, 1985